

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

IN RE PORK ANTITRUST LITIGATION

This Document Relates To:
The Below-Listed DAP Action

ALDI, INC.,

Plaintiff,

v.

AGRI STATS, ET AL.,

Defendants.

Case No. 18-cv-1776 (JRT-HB)

**STIPULATION FOR DISMISSAL
OF DEFENDANT SEABOARD
CORPORATION WITHOUT
PREJUDICE**

Case No. 22-cv-00367 (JRT-HB)

WHEREAS, Plaintiff ALDI Inc., brought claims against Defendants Seaboard Foods LLC and Seaboard Corporation relating to hog and pork production;

WHEREAS, ALDI Inc., has agreed to dismiss the claims against Seaboard Corporation without prejudice, provided that Seaboard Corporation makes satisfactory representations about its lack of direct involvement in hog and pork production;

WHEREAS, Seaboard Corporation represents that it does not directly own any hog-producing or pork-processing assets and does not directly produce, market, or sell hogs or pork;

THEREFORE, the undersigned parties hereby stipulate and agree as follows:

1. The Complaint of ALDI Inc. (Case No. 22-cv-00367) shall be dismissed as to Seaboard Corporation without prejudice;

2. All statutes of limitations applicable to any and all claims that ALDI Inc., may have against Seaboard Corporation shall be tolled from the entry of the dismissal without prejudice until such a time, if it were to occur, that ALDI Inc., reinstates any such claims, but, in any event, no later than judgment is entered on the claims against Seaboard Foods LLC.

Dated: April 27, 2022

/s/ Peter J. Schwingler

William L. Greene (#0198730)
Peter J. Schwingler (#0388909)
William D. Thomson (#0396743)
STINSON LLP
50 South Sixth Street, Suite 2600
Phone: (612) 335-1500
Fax: (612) 335-1657
william.greene@stinson.com
peter.schwingler@stinson.com
william.thomson@stinson.com

J. Nicci Warr (*pro hac vice*)
STINSON LLP
7700 Forsyth Boulevard, Suite 1100
St. Louis, MO 63105
Phone: (314) 863-0800
Fax: (314) 863-9388
nicci.warr@stinson.com

Attorneys for Defendants Seaboard Foods LLC and Seaboard Corporation

Dated: April 27, 2022

/s/ Christopher P. Wilson

William C. Lavery
Christopher P. Wilson
Danielle Morello
Wyatt M. Carlock
BAKER BOTTS LLP
700 K Street NW
Washington, DC 20001
Telephone: (202) 639-7700
Facsimile: (202) 639-7890
william.lavery@bakerbotts.com
christopher.wilson@bakerbotts.com
danielle.morello@bakerbotts.com
wyatt.carlock@bakerbotts.com

Attorneys for Plaintiff ALDI, Inc.